

U.S. DISTRICT COURT
NORTHERN DISTRICT OF TEXAS

FILED

NOV 21 2013

CLERK, U.S. DISTRICT COURT

By

Deputy

ORIGINAL

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

Case No.: 4:12-CV-00856-A

FLEXIBLE INNOVATIONS LTD.,
A Texas Limited Partnership,

Plaintiff,

v.

IDEAMAX, EUGENE LEE, and AEKYUNG
LEE,

Defendant

DEFENDANTS' STATEMENT OF
COMPLIANCE WITH COURT'S ORDER
AND OPPOSITION TO PLAINTIFF'S
REPORT RE NONCOMPLIANCE WITH
NOTICE OF STEPS TO TAKE TO COMPLY
WITH COURT'S ORDERS

I

COMPLIANCE

Defendants Ideamax, Eugene Lee and Aekyung Lee (collectively "Defendants") have complied, or have substantially complied with the "Order of Contempt" as filed on October 9, 2013. Specifically, the following actions have been taken regarding this compliance:

1. **Pursuant to Order of Contempt (a):** Action taken: Defendants removed the phrase "Trust the original genuinely United States Patented manufacturer for over 10 years!" from its website at www.microclean.net; see **EXHIBIT A**.
2. **Pursuant to Order of Contempt (b):** Action taken: Defendants removed the phrase "OFFICIAL UNITED STATES PATENTED PRODUCT" in conjunction with Defendants' microfiber screen wipe products from its website at www.microclean.net; see **EXHIBIT A**.
3. **Pursuant to Order of Contempt (c):** Action taken: Defendants removed the phrase "Being the patented manufacturer" in conjunction with Defendants' microfiber screen wipe products by removing the phrase on the webpage from its website at www.microclean.net; see **EXHIBIT B**.

- ## II

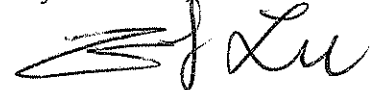
DEFENDANTS' STATEMENT OF COMPLIANCE WITH COURT'S ORDER AND OPPOSITION TO PLAINTIFF'S REPORT

- 1 9. With respect to Exhibit "1" of Plaintiff's Report (referring to "E-Wallet"), the
2 small patent logo on the right side of the advertisement is there only to indicate
3 a new patent pending application relating to the E-Wallet, and has virtually
4 nothing to do with any cleaning qualities of an E-Wallet. Defendants are
5 willing to stipulate, however, to move the "patent (pending)" logo closer to the
6 E-Wallet name if the Court deems it necessary.
- 7 10. Defendants do not disagree that they must comply with all aspects of the
8 Agreed Order. Defendants, in fact, believe that they have already complied
9 with all aspects of the Agreed Order. Defendants respectfully contend,
10 however, that full compliance should not include relinquishing their own rights
11 under U.S. Patent No. 6,613,382, which relates to an adhesive gel enabling
12 multi-use products to adhere to matte finished phones, devices and cases.
- 13 11. It appears that the common thread to all of Plaintiff's points in items "a"
14 through "i" of its Report (see pages 3 to 5) refer to inferences that could be
15 made linking Defendants' patent references for adhesive qualities to the
16 cleaning qualities of its product by virtue of Defendants' product name.
17 Defendants believe that this connection is an unfair representation of its
18 advertising content, as well as of its intentions.
- 19 12. Defendants' product, "MicroClean", has two parts to it- a microfiber cleaning
20 cloth, and an adhesive gel. The product is a mobile microfiber adhesive screen
21 cleaner for smart phones, iphones, glasses and cameras, and its name is a
22 necessary part of its advertising.
- 23 13. An important selling point of Defendant's "MicroClean" product is its unique
24 ability to adhere to various electronic devices. This feature is fully protected
25 under Defendants' patent (U.S. Patent No. 6,613,382), and is mentioned in the
26 advertisements only in connection with its adhesive qualities. There are no
27 representations made, directly or indirectly, to any cleaning aspects or qualities
28 in connection with Defendants' patent. The mere fact that the "MicroClean"

1 name and the patented feature for adhesive qualities are made in the same
2 advertisement does not imply, and should not imply that one is connected to
3 the other. **EXHIBIT D** attached hereto shows that these references are in
4 connection with the adhesive gel aspect only, since Defendants have
5 previously stipulated not to relate its patent to its cleaning qualities or
6 characteristics.

- 7 14. Defendants believe that Plaintiff's assertions of contempt are nothing but wild
8 and reckless allegations which clearly overreach the scope of the Agreed
9 Order. Judge John McBryde has already denied these extra requests by
10 Plaintiff in previous hearings and has ordered Defendants to comply with six
11 specific items, which Defendants believe they are in full compliance with.
- 12 15. Defendants do not agree to the appointment of a special prosecutor since
13 Defendants have acted in good faith in complying with all Court Orders. If the
14 Court determines that Defendants need to take further action in addition to
15 actions they have already taken, however, Defendants will comply with any
16 decision of the Court forthwith.

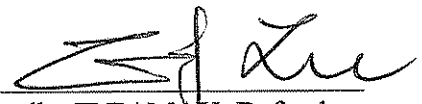
17 Respectfully submitted,

18 

19 Eugene Lee, Defendant
20 ideamax@ampro.net
21 Fax: 949.754.0961

22 

23 Aekyung Lee, Defendant
24 ideamax@ampro.net
25 Fax: 949.754.0961

26 

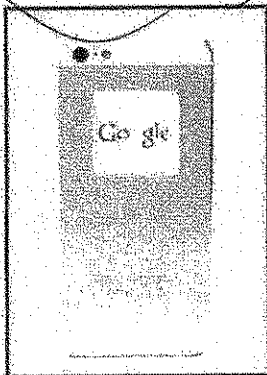
27 Eugene Lee dba IDEAMAX, Defendant
28 ideamax@ampro.net
Fax: 949.754.0961

EXHIBIT A

2013_PROMO_CATALOG_2

microclean.net/uploads/2013_PROMO_CATALOG_2_3p.jpg

Trust the original genuinely United States Patented manufacturer for over 10 years!

OFFICIAL
UNITED STATES
PATENTED PRODUCT**MicroClean**Mobile Microfiber Adhesive Screen Cleaner
for Smart Phones, iPhones, glasses, and Cameras

PEEL



WIPE



STICK

Catalog page 2 ...
download is high
resolution jpg

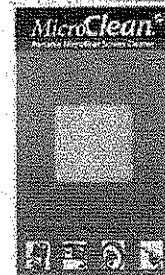
Use it on the go wherever your MOBILE device may take you!

All MicroCleans come with a FREE
Stock Packaging Card & Clear Cellophane Bag!**FEATURES**

- Great portable screen cleaner for smart phones, portable devices, glasses, iPods, camera lenses, etc.
- Ultra-fine Microfiber material removes fingerprints, dirt, dust & makeup from screens in one swipe!
- Self-adheres anywhere on the back of your device or device case when not in use, making it extremely portable!
- New US Patented Magstic adhesive gel adheres to matte finished phones, devices and cases!
- Provides shock absorption when adhered to device
- Fully customizable product and packaging to best suite your business marketing needs, target markets, and trends!
- Carefully developed for over ten years and genuinely US Patented, the revolutionary Magstic adhesive gel is washable, thus enabling each MicroClean to be reusable thousands of times!
- Ultra-fine microfiber material is guaranteed not to scratch any of the recommended cleaning surfaces
- If the Magstic adhesive gel gets dusty or dirty, simply wipe it with a wet towel and the MicroClean will stick and appear like new!
- Our high frequency heat sealing and advanced production methods prevent MicroCleans from fraying and guarantee the highest durable product available on the market!

For custom packaging information, please see last page!

New Magstic Gel NOW sticks to matte & rubber finish phones & cases!



FRONT

For Custom Card information please see last page!



BACK

MicroClean #600 Pricing Per Unit

	500	1,000	2,500	5,000	10,000
S1-R1-C1	\$1.20	\$1.10	\$1.00	\$0.90	\$0.80
S2-R2-C2	\$1.40	\$1.30	\$1.20	\$1.10	\$1.00
S3-R3-C3	\$1.50	\$1.40	\$1.30	\$1.20	\$1.10
S4-R4-C4	\$1.60	\$1.50	\$1.40	\$1.30	\$1.20

	Background	1 Spot Color	2 Spot Colors	3 Spot Colors	4 Color Process
Setup Charge	FREE	\$35	\$70	\$100	\$100

*Pricing includes all run, PMS color matching & virtual proof charge!

MicroClean & MicroClean Max Template Sizes

S		R		C	
S1	1.1" x 1.1"	R1	1.3" x 0.5"	C1	1.1" x 1.1"
S2	1.5" x 1.5"	R2	1.6" x 1.2"	C2	1.3" x 1.3"
S3	1.5" x 1.5"	R3	2.0" x 1.2"	C3	1.5" x 1.5"
S4	1.5" x 1.8"	R4	2.4" x 1.6"	C4	1.8" x 1.5"

For Custom Card & Production Information please see last page!

"BEFORE"

IdeaMax

SPECIALIZING IN PORTABLE MICROFIBER & REVOLUTIONARY ACCESSORIES FOR
SMART PHONES, IPHONES, IPADS, TABLETS, LAPTOPS, KINDLES, ETC!

ASI #62135

PPAI #197773

SAGE #63560

home page

microclean
microclean max
micropad
e-wallet
r-guard
microstand
microstand desk
e-stylus
e-stylus microclean
microcloth
non-slip dash pad
iphone skin
custom card &
packaging
shipping &
production
template file
downloads

MicroClean #600

A NEW & REVOLUTIONARY PRODUCT TO PROMOTE YOUR BUSINESS, COMPANY, SERVICE OR PRODUCT

NEW SIZES & SHAPES!

MicroClean®

Portable Microfiber Adhesive Screen Cleaner for
Smart Phones, iPhones, Glasses, Cameras, etc.



PEEL



WIPE



STICK

Use it on the go wherever your MOBILE device may take you!

FEATURES

- Great portable screen cleaner for your phone, portable devices, glasses, iPods, camera lenses, etc.
- The new MicroClean material removes fingerprints, dirt, dust & cleanses from screens in one swipe.
- Can be used anywhere on the back of your device or device components not in use. Sticking it to screens is optional.
- Provides ultra-clear vision when adhered to screen.
- Fully customizable products and packaging to meet your business marketing needs, target market, and brand.
- Carefully developed for over ten years and currently 100% patented, the revolutionary Magstic adhesive gel formulation.
- Plus enabling you to MicroClean to increase the number of times.
- Ultra-fine microfiber material is guaranteed not to scratch any of the recommended cleaning surfaces.
- The new Magstic adhesive gel gets dirty or oily simply wipe it away with alcohol and the MicroClean will come off like magic.
- Our high frequency heat sealing and precision production methods prevent MicroClean from peeling and guarantee the highest quality product available on the market.

New Magstic Gel NOW sticks to matte & rubber finish phones & cases!





MicroClean & MicroClean Max Template Sizes

S		R		C	
S1	1.1" x 1.1"	R1	1.3" x 0.8"	C1	1.1" x 1.1"
S2	1.3" x 1.3"	R2	1.6" x 1.2"	C2	1.3" x 1.3"
S3	1.5" x 1.5"	R3	2.0" x 1.2"	C3	1.5" x 1.5"
S4	1.8" x 1.8"	R4	2.4" x 1.6"	C4	1.8" x 1.8"
S5	2.0" x 2.0"	R5	2.75" x 1.6"	S5	2.0" x 2.0"

Custom Shapes & Sizes Available! Please contact us for full details!

MicroClean #600 Pricing Per Unit

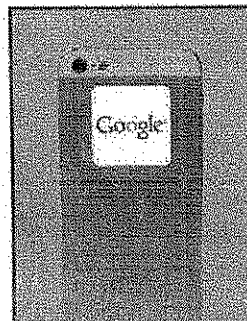
	300	500	1,000	3,500	5,000
S1/R1/C1	\$1.36	\$1.20	\$1.10	\$1.00	\$0.90
S2/R2/C2	\$1.57	\$1.40	\$1.30	\$1.20	\$1.10
S3/R3/C3	\$1.67	\$1.50	\$1.40	\$1.30	\$1.20
S4/R4/C4	\$1.77	\$1.60	\$1.50	\$1.40	\$1.30
S5/R5/C5	\$1.87	\$1.70	\$1.60	\$1.50	\$1.40

(SC)

	Background	1 Spot Color	2 Spot Colors	3 Spot Colors	4 Color Process
Setup Charge	FREE	\$35	\$70	\$100	\$100

(SV)

*Pricing includes all run, PMS color matching & virtual proof charges



All MicroCleans come with a FREE 2" x 3.5" Stock Packaging Card & Clear Cellophane Bag!



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EXHIBIT B

Home Page x

microclean.net

microclean.net
homepage

home page
microclean
microclean max
micropad
e-wallet
r-guard
microstand
microstand desk
e-stylus
e-stylus microclean
microcloth
non-slip dash pad
iphone skin
custom card & packaging
shipping & production
download 2013 catalog
template file downloads

IdeaMax

SPECIALIZING IN PORTABLE MICROFIBER & REVOLUTIONARY ACCESSORIES FOR SMART PHONES, IPHONES, IPADS, TABLETS, LAPTOPS, KINDLES, ETC!

ASI #62135 PPAI #197773 SAGE #63560

home page

MAKE YOUR VISION COME TO LIFE!

In a world where brand name recognition is prominent in all realms of society, there are few electronics accessories that can catch the attention of the public eye. With the constantly evolving technological advances in the electronics industry, the market trends for electronics accessories have equally expanded. With touch screen and digital devices on the rise, IdeaMax has raised the bar by developing the ultimate tools to bring your business marketing to the next level.

We at IdeaMax have conceived a revolutionary and unique line of customizable products that will not only decorate, protect, and enhance your mobile and stationary devices, but are also utilized as portable ~~business cards~~ & screen cleaning mouse pads, portable screen cleaning device stands, and portable ultra sensitive stylus's.

~~Our products~~ enables us to create a custom imprint of your design using full color digital processing in the highest print quality, and the best production time and methods available to the industry, on both our products and packaging. This fact allows us to personally customize every order to best suite the business needs of our clients.

If you look at it from this point of view, the opportunities are endless in terms of target markets in the promotional, incentive, and marketing industries! Our goal at IdeaMax as a manufacturer is to provide the highest quality products, best customer service, and quickest production time available to the industry!

CREATE A CUSTOM IMPRINT OF YOUR DESIGN THAT WILL BE SEEN FAR AND WIDE!!

EXHIBIT

A-3

3-9

12

"BEFORE"

IdeaMax

SPECIALIZING IN PORTABLE MICROFIBER & REVOLUTIONARY ACCESSORIES FOR
SMART PHONES, IPHONES, IPADS, TABLETS, LAPTOPS, KINDLES, ETC!

ASI #62135

PPAI #197773

SAGE #63560

home page

microclean
microclean max
micropad
e-wallet
r-guard
microstand
microstand desk
e-stylus
e-stylus microclean
microcloth
non-slip dash pad
iphone skin
custom card &
packaging
shipping &
production
template file
downloads

MicroClean #600

A NEW & REVOLUTIONARY PRODUCT TO PROMOTE YOUR BUSINESS, COMPANY, SERVICE OR PRODUCT!

NEW SIZES & SHAPES!

MicroClean®

Portable Microfiber Adhesive Screen Cleaner for
Smart Phones, iPhones, Glasses, Cameras, etc.



PEEL



WIPE



STICK

Use it on the go wherever your MOBILE device may take you!

FEATURES

• Clear adhesive screen cleaner that is portable, convenient, and easy to use.
• Works on all types of mobile devices including smartphones, tablets, and more.
• No need to remove the device from its case or cover.
• No need to use any other cleaning products or tools.
• No need to worry about damaging the screen or the device.
• No need to worry about the cost of a new screen or device.
• No need to worry about the time and effort of replacing a screen or device.
• No need to worry about the hassle of finding a repair shop or technician.
• No need to worry about the risk of losing your data or contacts.
• No need to worry about the risk of losing your device.
• No need to worry about the risk of losing your money.

New Magstic Gel NOW sticks to matte & rubber finish phones & cases!



EXHIBIT C

MicroClean- Microfiber Screen Cleaners by Ideamax

MicroClean- Microfiber Scr... About

Like Create Page

About

Visit our website to view our full product line, pricing, and order information.

Mission

Our mission at Ideamax is to provide our clients with the maximum potential for exposure in a technologically advanced world. Our full line of promotional products have been designed to capture and express the true essence of our clients' companies and to get their business name out there to the public.

Company Overview

In a world where advertisement is prominent in all realms of society, there are few marketing strategies that can catch the attention of the public eye. Our mission at Ideamax is to provide our clients with the maximum potential for exposure in a technologically advanced world. Ultimately, we employ key marketing strategies in an evolutionary business sense. Our products will take your company logo and advance it into quality brand name marketing. Make your vision come to life! Create a custom imprint of your logo and/or company information using full color digital processing in the highest print quality. Our materials are of the most premium grade and our production methods have been refined and enhanced through years of development. Get your company name out there and make your first impression a lasting impression!

Description

At Ideamax we strive to promote your business to the next level with our new age MicroClean products. Ideamax holds the official product patent on MicroClean microfiber screen cleaners. These revolutionary products provide your business with a new effective way to market. We produce only the highest quality promotional products that are multi-functional and portable. Our microfiber screen cleaners are both easy to use and effective. Simply adhere to any surface on your mobile device, laptop, or tablet when not in use. Our patented Magic adhesive gel is one of a kind and is able to withstand thousands of re-applications.

General Information

Ideamax

Hours of Operation:
Monday - Friday, 9AM-5PM PST

Address:
16 Technology Drive, Suite 127
Irvine, CA 92618

Phone: (949) 754-0960
Fax: (949) 754-0961

Email:
ideamax@ampco.net (General Email)
churgess.ideamax@gmail.com (Customer Service)

Basic Info

Year Began: 1997
Product Launched: 2003

Contact Info

Website: <http://www.microclean.net>

MicroClean Facebook page Info section

About Create Ad Create Page Developers Careers Privacy Cookies Terms Help

Facebook © 2013 English (US)

EXHIBIT 11


24 Chat (off)

"BEFORE"

[Settings](#) [Logout](#)

[Ads Manager](#)


[See Your Ad Here](#)



Visit our website to view our full product line, pricing, and order information.

[Like](#) [Like this](#)

[Advertise your page](#)



[Microclean- Microfiber Scr...](#) [About](#)

About

Visit our website to view our full product line, pricing, and order information.

Mission

Our mission at Ideamax is to provide our clients with the maximum potential for exposure in a technologically advanced world. Our full line of promotional products have been designed to capture and express the true essence of our clients' companies and to get their business name out there to the public.

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Description

At Ideamax we strive to promote your business to the next level with our Microclean and related products. These revolutionary products provide your business with a new effective way to market. We produce only the highest quality promotional products that are multi-functional and portable. Our microfiber screen cleaners are both easy to use and effective. Simply adhere to any surface on your mobile device, laptop, or tablet when not in use. Our patented Magstic adhesive gel is one of a kind and is able to withstand thousands of re-applications!

General Information

Ideamax

Hours of Operation:
Monday- Friday, 8AM-5PM PST
... [See More](#)

Basic Info

Founded	1997
Release Date	2003
Products	Microclean microfiber electronic screen cleaners, MicroPad, Microstand Desk, iPhone Stand, and Microstand

Contact Info

Website	http://www.microclean.net
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[About](#) [Create Ad](#) [Create Page](#) [Developers](#) [Careers](#) [Privacy](#) [Cookies](#) [Terms](#) [Help](#)

Facebook © 2013 · English (US)

EXHIBIT D

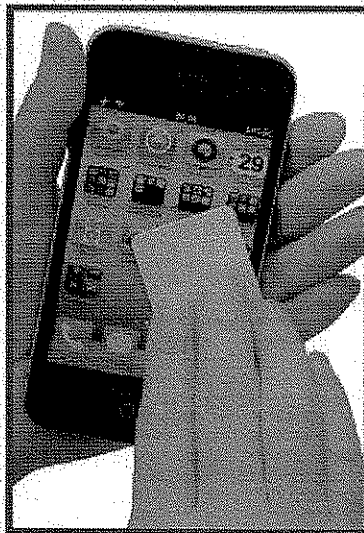
NEW SIZES & SHAPES!

MicroClean®

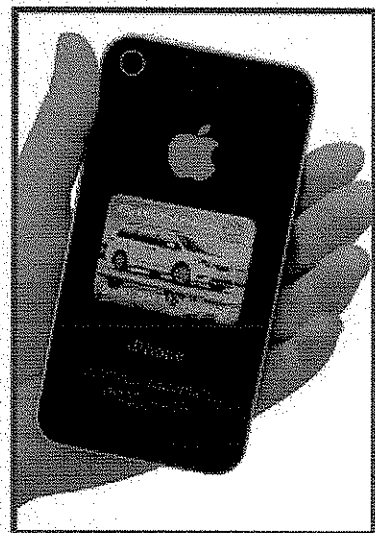
Portable Microfiber Adhesive Screen Cleaner for
Smart Phones, iPhones, Glasses, Cameras, etc.



PEEL



WIPE



STICK

Use it on the go wherever your MOBILE device may take you!

FEATURES

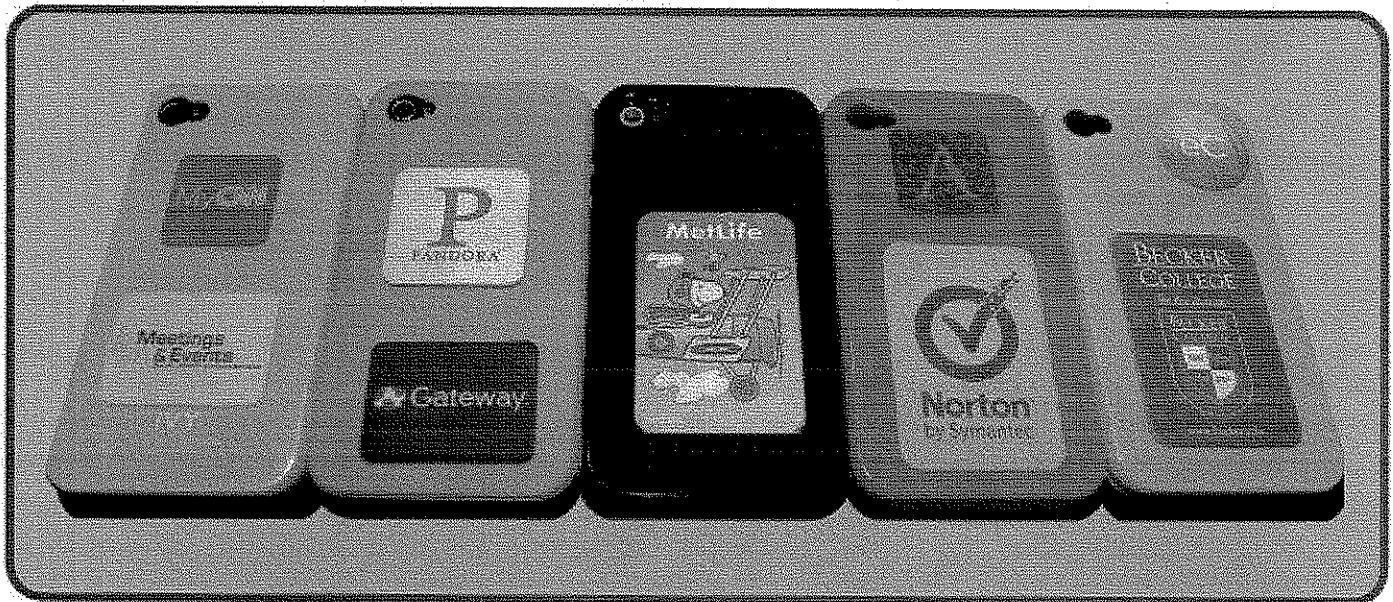
- Great portable screen cleaner for smart phones, portable devices, glasses, iPods, camera lenses, etc.
- Ultra-fine Microfiber material removes fingerprints, dirt, dust & makeup from screens in one swipe!
- Self-adheres anywhere on the back of your device or device case when not in use, making it extremely portable!
- New US Patented Magstic adhesive gel adheres to matte finished phones, devices and cases!
- Provides shock absorption when adhered to device
- Fully customizable product and packaging to best suite your business marketing needs, target markets, and trends!
- Carefully developed for over ten years and genuinely US Patented, the revolutionary Magstic adhesive gel is washable, thus enabling each MicroClean to be reusable thousands of times!
- Ultra-fine microfiber material is guaranteed not to scratch any of the recommended cleaning surfaces
- If the Magstic adhesive gel gets dusty or dirty, simply wipe it with a wet towel and the MicroClean will stick and appear like new!
- Our high frequency heat sealing and advanced production methods prevent MicroCleans from fraying and guarantee the highest durable product available on the market!

MicroCleanMAX[®]



Portable Microfiber Screen Cleaner combined with a NEW specially developed US Patented Adhesive Gel which now allows your favorite product to stick to ALL phones, devices & device cases made of silicone, molded rubber, matte finish plastic, etc.

STICKS TO SILICONE CASES!!!



NEW REVOLUTIONARY PATENTED MAGSTIC MAX ADHESIVE GEL NOW STICKS TO ALL PHONES, DEVICES & CASES INCLUDING SILICONE!

Use it on the go wherever your MOBILE device may take you!

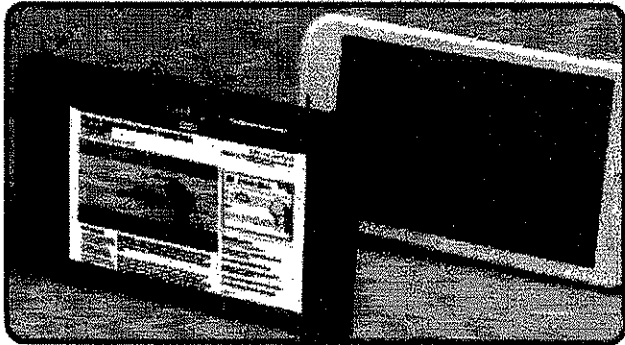
FEATURES

- Great portable screen cleaner for smart phones, portable devices, glasses, iPods, camera lenses, etc.
- Ultra-fine Microfiber material removes fingerprints, dirt, dust & makeup from screens in one swipe!
- Self-adheres anywhere on the back of your device or device case when not in use, making it extremely portable!
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- Our high frequency heat sealing and advanced production methods prevent MicroCleans from fraying and guarantee the highest durable product available on the market!

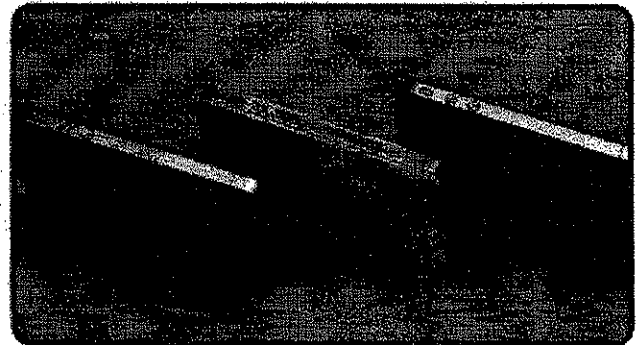
MICROSTAND #650

MICROSTAND

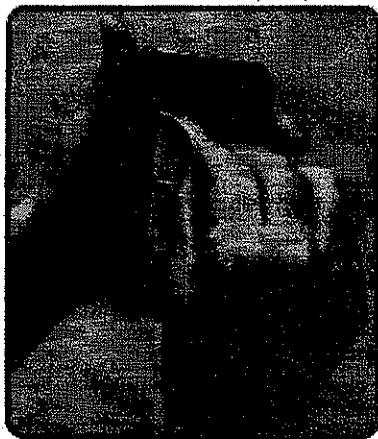
Portable Smart Phone Stand & Microfiber Screen Cleaner



Perfect for easily watching movies & playing games while on the go!



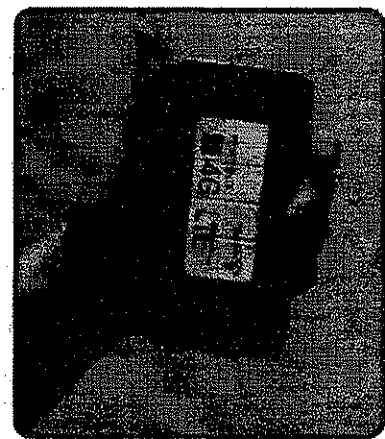
In two simple steps your smart phone becomes free standing!



PEEL



CLEAN



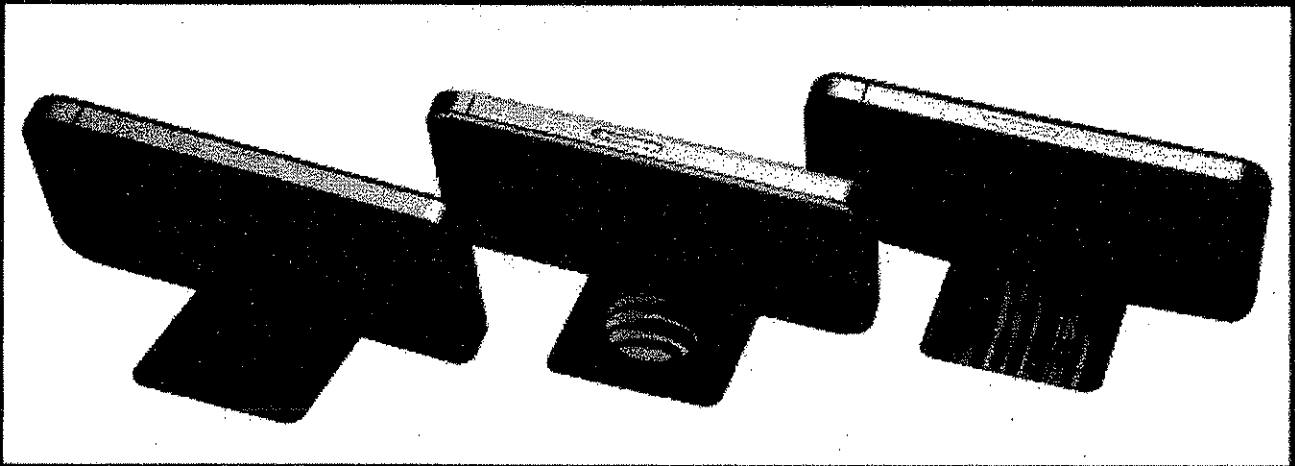
STICK

FEATURES

- Great portable stand for smart phones and hand-held devices of all types!
- Ultra-fine Microfiber material removes fingerprints, dirt & dust from screens in one swipe!
- Self-adheres anywhere on the back of your device or device case when not in use, making it extremely portable!
- New US Patented Magstic gel adhesive adheres to matte finished devices and cases!
- Provides shock absorption when adhered to device
- Fully customizable product and packaging to best suite your business marketing needs, target markets, and trends!
- Carefully developed for over ten years and genuinely US Patented, the revolutionary Magstic adhesive gel is washable, thus enabling each MicroStand to be reusable thousands of times!
- Ultra-fine microfiber material is guaranteed not to scratch any of the recommended cleaning surfaces
- If the Magstic adhesive gel gets dusty or dirty, simply wipe it with a wet towel and the MicroStand will stick and appear like new!
- Our high frequency heat sealing and advanced production methods prevent MicroStands from fraying and guarantee the highest durable product available on the market!

MicroStand Desk

Portable Smart Phone/Device Stand & Microfiber Screen Cleaner



FEATURES

- Great portable stand for smart phones and hand-held devices of all types!
- Ultra-fine Microfiber material removes fingerprints, dirt & dust from screens in one swipe!
- Self-adheres anywhere on the back of your device or device case when not in use, making it extremely portable!
- New US Patented Magstic gel adhesive adheres to matte finished devices and cases!
- Provides shock absorption when adhered to device.
- Fully customizable product and packaging to best suite your business marketing needs, target markets, and trends!
- Carefully developed for over ten years and genuinely US Patented, the revolutionary Magstic adhesive gel is washable, thus enabling each MicroStand to be reusable thousands of times!
- Ultra-fine microfiber material is guaranteed not to scratch any of the recommended cleaning surfaces
- If the Magstic adhesive gel gets dusty or dirty, simply wipe it with a wet towel and the MicroStand will stick and appear like new!
- Our high frequency heat sealing and advanced production methods prevent MicroStands from fraying and guarantee the highest durable product available on the market!



Ship Date: 20NOV13
ActWgt: 1.0 LB
CAD: 103402956/NET3430

From: (949) 754-0960
BESMAAX
16 Technology Dr. #127
Irvine, CA 92618

Origin ID: NZJA
SHIP TO: (800) 240-7240
CLERK OF COURT
U.S. DISTRICT COURT
501 W. 10TH STREET ROOM 310
NORTHERN DIST. OF TX
FORT WORTH, TX 76102

FedEx
Express



SHIP TO: (800) 240-7240
CLERK OF COURT
U.S. DISTRICT COURT
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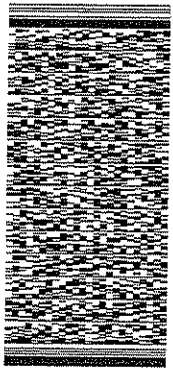
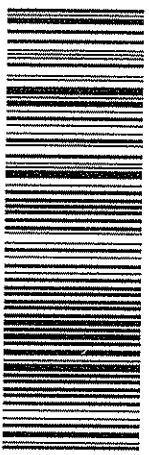
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